08-01789-cgm

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July 23, 2010

Via Email and Federal Express

Clerk's Office United States Bankruptcy Court One Bowling Green New York, NY 10004-1408

Re:

In Re: Bernard L. Madoff Investment Securities LLC

No. 08-01789 (BRL)

Dear Clerk of Court:

I was a losing party in the Bankruptcy Court to the net equity proceeding in the above-referenced case. (I am listed as pro se party number 20 in the appendix of parties and counsel to Judge Lifland's opinion on net equity.)

Judge Lifland's judgment has been accepted for direct appeal by the Second Circuit, and I wish to file a brief on appeal in the Circuit Court. Because of confusion which somehow arose, my name was not given to the Second Circuit as one of the parties in the Bankruptcy Court. I have been instructed that this error can be remedied, and I will be able to file a brief on appeal, if I file -- or, in my case, refile -- a Notice of Appeal in the Bankruptcy Court and send the Bankruptcy Court a check for \$455.

Attached to this letter, therefore, is another Notice of Appeal, with a check to the Court being included with the Federal Express copy of this cover letter. There are an unstapled original of these papers for filing with the Clerk, one copy for Judge Lifland in an unsealed envelope, and one copy for the Trustee, Irving Picard. An electronic copy has been filed with the Court on July 23, 2010.

I would be grateful for your prompt attention to this matter.

Sincerely.

Massachusetts School of Law

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Email: velvel@mslaw.edu

/Enclosures

cc: Jennifer Thompson

Case Manager (Second Circuit)

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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVICORPORATION,	ESTOR PROTECTION))
	Plaintiff,)) Adv. Pro. No. 08-01789 (BRL)
v.) SIPA Liquidation
BERNARD L. MAI SECURITIES LLC	OOFF INVESTMENT) (Substantively Consolidated)
	Defendant.))
In re:))
BERNARD L. MAD	OOFF,))
	Debtor.	<i>)</i>))

NOTICE OF APPEAL

Appellant, Lawrence R. Velvel, hereby files this Notice of Appeal to the United States Court of Appeals for the Second Circuit, from the March 1, 2010 decision of the Bankruptcy Court (the "Net Equity Decision," per Judge Burton Lifland) and the attached March 8, 2010 order implementing the decision (the "Net Equity Order"). Judge Lifland

certified the Net Equity Order for a direct appeal to the United States Court of Appeals for the Second Circuit and the Second Circuit has granted a direct appeal.

The relevant questions on appeal include:

- 1. Whether the judgment of the Bankruptcy Court must be reversed because it contradicts the continuously stated Congressional intent.
- 2. Whether the judgment of the Bankruptcy Court must be reversed because it was a summary judgment on which no discovery was permitted to test the accuracy of factual claims made by the Trustee and SIPC or for other relevant purposes.

Respectfully submitted

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Dated: July 23, 2010

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CERTIFICATE OF SERVICE

I hereby certify that I have caused the foregoing Notice of Appeal to be served on counsel listed below by first class mail, postage prepaid, on this 23rd day of July 2010.

Lawrence K. Velvel

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